

1 HOUSE BILL 474

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Paul C. Bandy

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10 AN ACT

11 RELATING TO PUBLIC FINANCE; PROVIDING FOR AN ANNUAL TRANSFER  
12 FROM THE FIRE PROTECTION FUND TO THE FOREST AND WATERSHED  
13 RESTORATION FUND; CHANGING THE CURRENT TRANSFER SCHEDULE;  
14 MAKING AN APPROPRIATION.

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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. Section 59A-53-5.2 NMSA 1978 (being Laws 2007,  
18 Chapter 152, Section 1, as amended) is amended to read:

19 "59A-53-5.2. APPROPRIATIONS AND TRANSFERS FROM THE FIRE  
20 PROTECTION FUND.--

21 A. For each fiscal year, the amount to be  
22 distributed by the marshal pursuant to Sections 59A-53-4,  
23 59A-53-5 and 59A-53-5.1 NMSA 1978 is appropriated from the fire  
24 protection fund to the ~~[commission]~~ superintendent for the  
25 purpose of making the distributions.

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1           B. For the purposes of Subsections C [~~and~~], D and E  
2 of this section, the "remaining balance in the fire protection  
3 fund" shall be calculated on June 30 of each year and shall  
4 equal the balance of the fund on that date less the sum of:

5                   (1) the total amount to be distributed during  
6 the succeeding fiscal year pursuant to Sections 59A-53-4,  
7 59A-53-5 and 59A-53-5.1 NMSA 1978; and

8                   (2) the total amount of other appropriations  
9 from the fire protection fund for the succeeding fiscal year.

10           C. On the following dates, the following  
11 percentages of the remaining balance in the fire protection  
12 fund shall be transferred from the fire protection fund to the  
13 fire protection grant fund:

14                   (1) on June 30, 2007, six and seven-tenths  
15 percent;

16                   (2) on June 30, 2008, thirteen and four-tenths  
17 percent;

18                   (3) on June 30, 2009, thirteen and four-tenths  
19 percent;

20                   (4) on June 30, 2010, thirteen and four-tenths  
21 percent;

22                   (5) on June 30, 2011, thirteen and four-tenths  
23 percent;

24                   (6) on June 30, 2012, thirteen and four-tenths  
25 percent;

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- 1 (7) on June 30, 2013, twenty and one-tenth  
2 percent;
- 3 (8) on June 30, 2014, twenty-six and eight-  
4 tenths percent;
- 5 (9) on June 30, 2015, [~~thirty-three and five-~~  
6 ~~tenths~~] thirty and fifteen-hundredths percent;
- 7 (10) on June 30, 2016, [~~forty and two-tenths~~]  
8 thirty-three and one-half percent;
- 9 (11) on June 30, 2017, [~~forty-six and nine-~~  
10 ~~tenths~~] thirty-six and eighty-five hundredths percent;
- 11 (12) on June 30, 2018, [~~fifty-three and six-~~  
12 ~~tenths~~] forty and two-tenths percent;
- 13 (13) on June 30, 2019, [~~sixty and three-~~  
14 ~~tenths~~] forty-three and fifty-five hundredths percent;
- 15 (14) on June 30, 2020, [~~sixty-seven~~] forty-six  
16 and nine-tenths percent;
- 17 (15) on June 30, 2021, [~~seventy-three and~~  
18 ~~seven-tenths~~] fifty and one-fourth percent;
- 19 (16) on June 30, 2022, [~~eighty and four-~~  
20 ~~tenths~~] fifty-three and six-tenths percent;
- 21 (17) on June 30, 2023, [~~eighty-seven and one-~~  
22 ~~tenth~~] fifty-six and ninety-five hundredths percent;
- 23 (18) on June 30, 2024, [~~ninety-three and~~  
24 ~~eight-tenths~~] sixty and three-tenths percent; and
- 25 (19) on June 30, 2025, and on each subsequent

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1 June 30, [~~one hundred~~] sixty-three and four-tenths percent.

2 D. On the following dates, the following  
3 percentages of the remaining balance in the fire protection  
4 fund shall be transferred from the fire protection fund to the  
5 forest and watershed restoration fund:

6 (1) on June 30, 2015, three and thirty-five  
7 hundredths percent;

8 (2) on June 30, 2016, six and seven-tenths  
9 percent;

10 (3) on June 30, 2017, ten and five-hundredths  
11 percent;

12 (4) on June 30, 2018, thirteen and four-tenths  
13 percent;

14 (5) on June 30, 2019, sixteen and three-  
15 fourths percent;

16 (6) on June 30, 2020, twenty and one-tenth  
17 percent;

18 (7) on June 30, 2021, twenty-three and forty-  
19 five hundredths percent;

20 (8) on June 30, 2022, twenty-six and eight-  
21 tenths percent;

22 (9) on June 30, 2023, thirty and fifteen-  
23 hundredths percent;

24 (10) on June 30, 2024, thirty-three and one-  
25 half percent; and

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(11) on June 30, 2025, and on each subsequent  
June 30, thirty-six and six-tenths percent.

~~[D-]~~ E. On June 30 of each year, the remaining  
balance in the fire protection fund, less the amount to be  
transferred on that date pursuant to ~~[Subsection C]~~  
Subsections C and D of this section, shall be transferred to  
the general fund; provided that no transfer shall be made  
pursuant to this subsection after June 30, 2024."

**SECTION 2. CONTINGENT EFFECTIVE DATE.**--The effective  
date of the provisions of this act is June 19, 2015; provided  
that prior to June 30, 2015, the forest and watershed  
restoration fund has been established by law.